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E-File: September 24, 2009

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Attorneys for Debtors and  
Debtors in Possession

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:  
  
**THE RHODES COMPANIES, LLC, aka**  
**“Rhodes Homes,” et al.,<sup>1</sup>**  
  
**Debtors.**

Case No.: BK-S-09-14814-LBR  
(Jointly Administered)

Chapter 11

Affects:

☒ All Debtors  
☐ Affects the following Debtor(s)

Hearing Date: October 19, 2009  
Hearing Time: 9:30 a.m.  
Courtroom 1

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

**MOTION OF DEBTORS FOR ENTRY OF AN ORDER UNDER BANKRUPTCY CODE  
SECTION 365(d)(4) EXTENDING TIME WITHIN WHICH DEBTORS MAY ASSUME  
OR REJECT UNEXPIRED LEASES OF NONRESIDENTIAL REAL PROPERTY;  
DECLARATION OF PAUL D. HUYGENS IN SUPPORT THEREOF**

**Preliminary Statement**

The above-captioned debtors and debtors in possession (the “Debtors”) are parties to certain unexpired leases of nonresidential real property. The Debtors file this motion (“Motion”) seeking an extension of the time within which the Debtors must assume or reject unexpired leases of nonresidential real property (the “Leases”). The Leases include, among other things, the Debtors’ corporate headquarters lease in Las Vegas, Nevada, various leases for storage, and the leases for model homes that the Debtors are leasing back from their customers who purchased the model homes.

**General Background**

1. On March 31, 2009, the above-captioned Debtors (the “Primary Filers”) except Tuscany Golf Country Club LLC, Pinnacle Grading LLC, and Rhodes Homes Arizona LLC (the “Secondary Filers”) filed voluntary petitions for relief under chapter 11 of title 11, United States Bankruptcy Code (the “Bankruptcy Code”). On April 1, 2009, the Secondary Filers filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. All references to Petition Date herein shall mean March 31, 2009 for the Primary Filers or April 1, 2009 for the Secondary Filers, as applicable.

2. The Debtors are operating their businesses and managing their properties as debtors and debtors-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. These chapter 11 cases are being jointly administered for procedural purposes.

3. The original period for assuming or rejecting the Leases was by July 29, 2009 for the Primary Filers and by July 30, 2009 for the Secondary Filers.

4. On June 27, 2009, the Debtors filed a motion to extend the time period within which the Debtors may assume or reject unexpired leases of nonresidential real property pursuant to section 365(d)(4) of the Bankruptcy Code (the “First Extension Motion”) [Docket Number 264].

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5. On July 21, 2009, the Court entered an order approving the First Extension Motion [Docket Number 334] and extending the time period within which all of the Debtors assume or reject unexpired leases of nonresidential real property until October 27, 2009 (the “Deadline”).

6. On or about September 10, 2009, the Debtors contacted the landlords on the Leases for an extension of the Deadline by sending a letter requesting the landlords’ consent to extend the Deadline (the “Consent Letters”). As of the date and time of filing of this Motion, 14 of the 18 landlords contacted have consented in writing to an extension of the Deadline by returning the Consent Letters. A summary chart of the landlords and the affected Leases is set forth on Exhibit A attached hereto as well as a copy of the Consent Letters received as of the date and time of filing of this Motion.

#### **Relief Requested**

7. By this Motion, the Debtors request entry of an order in the form attached hereto extending the time period by which the Debtors must assume or reject the Leases pursuant to section 365(d)(4) of the Bankruptcy Code through the earlier of: (i) January 31, 2010, which is approximately 90 days after the current deadline is set to expire; (ii) any date agreed to between the Debtors and the landlord; or (iii) the date of entry of an order confirming a plan in these cases. In two instances, the Debtors have agreed to an extension of the Deadline only through December 15, 2009 as requested by the applicable landlords. Absent the relief requested herein, the period for assuming or rejecting the Leases will expire on the Deadline.

8. The Debtors have re-contacted the remaining four landlords who have not returned their Consent Letters and will endeavor to obtain their Consent Letters prior to the Deadline. In the event that those landlords do not return their Consent Letters prior to the Deadline, those Leases shall be deemed automatically rejected as of the Deadline by operation of Bankruptcy Code section 365(d)(4) (the “Deemed Rejected Leases”). By this Motion, the Debtors request that the landlords for the Deemed Rejected Leases be required to file any claim arising from the rejection of their Deemed Rejected Lease within thirty days after the Deadline or else such claim shall be disallowed and barred from assertion against the Debtors.

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### Basis for Relief

Extensions of the deadline to assume or reject unexpired leases of non-residential real property are governed by Bankruptcy Code section 365(d)(4)(A)-(B), which provides that:

(A) Subject to subparagraph (B), an unexpired lease of nonresidential real property under which the debtor is the lessee shall be deemed rejected, and the trustee shall immediately surrender that nonresidential real property to the lessor, if the trustee does not assume or reject the unexpired lease by the earlier of – (i) the date that is 120 days after the order for relief; or (ii) the date of the entry of an order confirming a plan.

(B)(i) The Court may extend the period determined under subparagraph (A), prior to the expiration of the 120-day period, for 90 days on the motion of the trustee or lessor for cause.

(ii) If the court grants an extension under clause (i), the court may grant a subsequent extension only upon prior written consent of the lessor in each instance.

11 U.S.C. § 365(d)(4)(A) – (B). Thus, the Court may, for cause, order a subsequent extension of the Deadline if the applicable landlord has consented in writing. See id.

Courts have recognized the benefits to granting additional time under section 365(d)(4) of the Bankruptcy Code. See In re Channel Home Ctrs., Inc., 989 F.2d 682, 689 (3d Cir. 1993) (“[N]othing prevents a bankruptcy court from granting an extension because a particular debtor needs additional time to determine whether the assumption or rejection of particular leases is called for by the plan of reorganization that it is attempting to develop.”); see also In re Circle K Corp., 127 F.3d 904, 909 (9th Cir. 1997) (noting that bankruptcy courts often grant debtor’s request for an extension).

Although the term “cause” as used in section 365(d)(4) is not defined in the Bankruptcy Code, in determining whether cause exists for an extension of the assumption or rejection time period under Bankruptcy Code section 365(d)(4), courts have relied on several factors, including the following:

- (a) whether the case is complex and involves a large number of leases;
- (b) whether the leases are primary among the debtor’s assets;
- (c) whether the lessor continues to receive postpetition rental payments;

(d) whether the continued occupation could damage the lessor and such lessor could not receive compensation under the Bankruptcy Code; and

(e) whether the debtor has been afforded enough time to develop a plan.

See In re Burger Boys, Inc., 94 F.3d 755, 761 (2d Cir. 1996); In re Wedtech Corp., 72 B.R. 464, 471-72 (Bankr. S.D.N.Y. 1987); see also Channel Home Ctrs., 989 F.2d 682, 689 (3d Cir. 1993) (“[I]t is permissible for a bankruptcy court to consider a particular debtor's need for more time in order to analyze leases in light of the plan it is formulating.”) (citing Wedtech, 72 B.R. at 471-72.); see generally In re Pier 5 Management Co., Inc., 83 B.R. 392, 394 (Bankr. E.D. Va. 1988) (finding that cause existed to grant extension when party objecting to the extension hindered debtor's ability to decide whether to assume or reject lease).

The circumstances of the Debtors’ cases satisfy certain of the factors set forth above. The Debtors have been actively negotiating and working with the First Lien Steering Committee to formulate a plan of reorganization. The Debtors seek the extension of time to assume or reject the Leases so that the decision to assume or reject can be made concurrently with the plan of reorganization. Without an extension, the Debtors might be compelled prematurely to assume substantial, long-term liabilities under the remaining unexpired Leases (potentially creating administrative expense claims). Alternatively, the Debtors might be compelled to forfeit potential benefits associated with the remaining unexpired leases, or incur unnecessary rejection damages claims, to the detriment of the Debtors’ estates, their creditors and other parties in interest.

Furthermore, the Debtors are current on all of their postpetition rent obligations arising from and after the Petition Date for those Leases covered by the extension sought by this Motion.

Accordingly, for the reasons set forth above, the Debtors seek an extension of the Deadline within which the Debtors must move to assume or reject as set forth above to the extent that the landlords for the applicable Leases have consented in writing. The Debtors expect to have completed the process of analyzing the remaining Leases during this time period. However, in light of the Debtors’ ongoing efforts to analyze such remaining unexpired Leases the present request is without prejudice to the Debtors' right to seek a further extension of the

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1 section 365(d)(4) deadline if circumstances so warrant and in accordance with section  
2 365(d)(4)(B)(ii) of the Bankruptcy Code.

### 3 Notice

4 Pursuant to the *Order for Case Management*, entered on April 28, 2009 [Docket No.  
5 119], the Debtors have provided notice of this Motion via first class mail to: (a) the Office of the  
6 United States Trustee for the District of Nevada; (b) counsel to the First Lien Steering  
7 Committee; (c) counsel to the Second Lien Steering Committee; (d) counsel to the Official  
8 Committee of Unsecured Creditors; (e) landlords to the Leases; and (f) any persons who have  
9 filed a request for notice in these chapter 11 cases pursuant to Bankruptcy Rule 2002. In light of  
10 the nature of the relief requested, the Debtors respectfully submit that no further notice is  
11 necessary.

### 12 Conclusion

13 WHEREFORE, the Debtors respectfully request that the Court enter an order, substantially in  
14 the form attached hereto as Exhibit A, granting the relief requested in the Motion and such other and  
15 further relief as may be just and proper.

16  
17 **DATED** this 24th day of September, 2009.

18  
19 LARSON & STEPHENS

20 /s/ Zachariah Larson, Esq.  
21 Zachariah Larson, Bar No. 7787  
22 Kyle O. Stephens, Bar No. 7928  
23 810 S. Casino Center Blvd., Suite 104  
24 Las Vegas, NV 89101  
25 702/382-1170  
26 Attorneys for Debtors and Debtors in  
27 Possession  
28

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**DECLARATION OF PAUL D. HUYGENS**

I, Paul D. Huygens, declare as follows:

1. I am the Senior Vice President of Special Projects for the Debtors. Except as otherwise stated, all facts contained within this Declaration are based upon personal knowledge (albeit my own or that gathered from others within the Debtors' organization), my review of relevant documents, or my opinion based upon my experience concerning the operations of the Debtors. If called upon to testify, I would testify to the facts set forth in this Declaration.

2. The Debtors are parties to certain unexpired leases of nonresidential real property. The Debtors are seeking a further extension of the time within which the Debtors must assume or reject unexpired leases of nonresidential real property (the "Leases"). The Leases include the Debtors' corporate headquarters lease in Las Vegas, Nevada, lease-backs on model homes, and various leases for storage. Attached hereto is a summary chart of the Leases.

3. On or about September 10, 2009, the Debtors contacted the landlords on the Leases for an extension of the Deadline by sending a letter requesting the landlords' consent to extend the Deadline (the "Consent Letters"). As of the date and time of filing of this Motion, 14 of the 18 landlords contacted have consented in writing to an extension of the Deadline by returning the Consent Letters. A summary chart of the landlords and the affected Leases is set forth on Exhibit A attached hereto as well as a copy of the Consent Letters received as of the date and time of filing of this Motion.

4. The Debtors have been actively negotiating and working with the First Lien Steering Committee to formulate a plan of reorganization. The Debtors seek the extension of time to assume or reject the Leases so that the decision to assume or reject can be made concurrently with the plan of reorganization. Without an extension, the Debtors might be compelled prematurely to assume substantial, long-term liabilities under the remaining unexpired Leases (potentially creating administrative expense claims). Alternatively, the Debtors might be compelled to forfeit potential benefits associated with the remaining unexpired leases, or incur unnecessary rejection damages claims, to the detriment of the Debtors' estates, their creditors and other parties in interest.

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5. The Debtors are current on all of their postpetition rent obligations arising from and after the Petition Date for those Leases covered by the extension sought by this Motion.

Executed this 24th day of September 2009, at Las Vegas, Nevada.



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Attorneys for Debtors and  
Debtors in Possession

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:	Case No.: BK-S-09-14814-LBR (Jointly Administered)
--------	---

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany

THE RHODES COMPANIES, LLC, aka  
"Rhodes Homes," et al.,<sup>1</sup>

Chapter 11

Debtors.

Affects:

☒

☐

All Debtors

Affects the following Debtor(s)

**ORDER APPROVING MOTION OF DEBTORS FOR ENTRY OF AN ORDER UNDER  
BANKRUPTCY CODE SECTION 365(d)(4) EXTENDING TIME WITHIN WHICH  
DEBTORS MAY ASSUME OR REJECT UNEXPIRED LEASES OF  
NONRESIDENTIAL REAL PROPERTY – [DOCKET NO. ]**

Upon consideration of the *Motion of Debtors for Entry of an Order Under Bankruptcy Code Section 365(d)(4) Extending Time Within Which Debtors May Assume or Reject Unexpired Leases of Nonresidential Real Property* (the "Motion") [Docket No. \_\_\_\_], and good cause appearing,

IT IS HEREBY ORDERED THAT

1. The Motion is granted.

2. The time within which the Debtors<sup>2</sup> must assume or reject the Leases, pursuant to section 365(d)(4) of the Bankruptcy Code, is hereby extended through the earlier of: (i) January 31, 2010; (ii) any date agreed to between the Debtors and the landlord; or (iii) the date of entry of an order confirming a plan in these cases.

3. Nothing contained herein shall be deemed to authorize the assumption or rejection of any of the Leases, except that the Deemed Rejected Leases shall be deemed rejected on October 27, 2009 if the Debtors have not received the Consent Letters by such date.

Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

<sup>2</sup> Capitalized terms, unless otherwise defined herein, shall have the meanings ascribed to them in the Motion.

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4. Any claims arising out of the rejection of the Deemed Rejected Leases must be filed within 30 days of October 27, 2009 or else such claim shall be disallowed and barred from being asserted against the Debtors.

5. The extension granted in this Order is without prejudice to the Debtors' right to seek further extension(s) of their time to assume or reject some or all of the Leases.

6. All time periods set forth in this Order shall be calculated in accordance with Rule 9006(a) of the Federal Rules of Bankruptcy Procedure.

7. The Debtors are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.

8. Notwithstanding the possible applicability of Rules 6004(h), 7062, and 9014 of the Federal Rules of Bankruptcy Procedure or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

9. The Court retains jurisdiction with respect to all matters arising from or related to the implementation, interpretation and enforcement of this Order.

APPROVED/ DISAPPROVED:

DATED this \_\_\_\_ day of October 2009.

By: \_\_\_\_\_  
UNITED STATES TRUSTEE  
August B. Landis  
Office of the United States Trustee  
300 Las Vegas Blvd. S., Ste. 4300  
Las Vegas, NV 89101

Submitted by:  
DATED this \_\_\_\_ day of October 2009.

By: /s/ Zachariah Larson  
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Kyle O. Stephens, Esq. (NV Bar No. 7928)  
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# EXHIBIT A

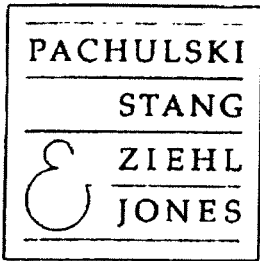
<b>Landlord</b>	<b>Service Address</b>	<b>Landlord Consent?</b>	<b>Debtor/Counter party</b>	<b>Rental property</b>
Glynda Rhodes	5068 Spanish Heights Las Vegas, NV 89148 252 Angels Trace Court, Las Vegas 89148	Yes	Rhodes Ranch General Partnership	22 Indian Run Way Las Vegas, NV
Alyssa L. and Roger L. Frank	1011 West 27 <sup>th</sup> Street Scottsbluff, NE 69361 3609 Bison Street, Scottsbluff, NE 69361	Yes	Rhodes Design and Development Corporation	1036 Via Camelia Street Henderson, NV 89011
Alyssa L. and Roger L. Frank	1011 West 27 <sup>th</sup> Street Scottsbluff, NE 69361 3609 Bison Street, Scottsbluff, NE 69361	Yes	Rhodes Design and Development Corporation	1040 Via Camelia Street Henderson, NV 89011
Alyssa L. and Roger L. Frank	1011 West 27 <sup>th</sup> Street Scottsbluff, NE 69361 3609 Bison Street, Scottsbluff, NE 69361	Yes	Rhodes Design and Development Corporation	1044 Via Camelia Street Henderson, NV 89011
Alyssa L. and Roger L. Frank	1011 West 27 <sup>th</sup> Street Scottsbluff, NE 69361 3609 Bison Street, Scottsbluff, NE 69361	Yes	Rhodes Design and Development Corporation	1048 Via Camelia Street Henderson, NV 89011
Hua Hui Tseng Huang	534 N. Orange #A	Left message	Parcel 20, LLC (RCO)	765 Orchard Course Dr.

<b>Landlord</b>	<b>Service Address</b>	<b>Landlord Consent?</b>	<b>Debtor/Counter party</b>	<b>Rental property</b>
	La Puente, CA 91744	Resent letter 9/22/09		Las Vegas, NV 89148
I-Chieh E. Wang and Da Ching P. Wang	52 Redwood Lane South Glastonbury, CT 06073	Yes	Parcel 20, LLC (RCO)	749 Orchard Course Dr. Las Vegas, NV 89148
Xijuan Xu and Xikui Xu	12845 Crestfield Court Rancho Cucamonga, CA 91739-8011	Yes	Parcel 20, LLC (RCO)	757 Orchard Course Dr. Las Vegas, NV 89148
Elena Elamparo	5261 Polis Drive La Palma, CA 90623	Yes	Rhodes Ranch General Partnership	111 Sandy Bunker Lane Las Vegas, NV
Tin Kerine Cheung	2346 Indian Creek Rd Diamond Bar, CA 91765	Resent letter 9/22/09	Rhodes Ranch General Partnership	101 Sandy Bunker Lane Las Vegas, NV
Tin Kerine Cheung	2346 Indian Creek Rd Diamond Bar, CA 91765	Resent letter 9/22/09	Parcel 20, LLC (RCO)	687 Orchard Course Dr. Las Vegas, NV 89148
Jammie S. K. Hsu	7835 S. Rainbow Blvd. Ste 4-5 Las Vegas, NV 89139	Yes	Parcel 20, LLC (RCO)	695 Orchard Course Dr. Las Vegas, NV 89148
REEF Colonial, LLC	1301 Fifth Avenue Suite 1500 Seattle, WA 98101	Yes	Rhodes Design and Development Corporation	4730 S. Fort Apache Rd. Suite 300 Las Vegas NV 89147
Flamingo Self Storage	8525 West Flamingo Road Las Vegas, NV	Yes	Rhodes Design and Development Corporation	8525 West Flamingo Road, Unit 2258

<b>Landlord</b>	<b>Service Address</b>	<b>Landlord Consent?</b>	<b>Debtor/Counter party</b>	<b>Rental property</b>
	89147			Las Vegas, NV 89147
Fort Apache Self Storage	9345 W. Flamingo Road Las Vegas, NV 89147	Yes	Rhodes Design and Development Corporation	9345 W. Flamingo Rd Unit 2228 Las Vegas, NV 89147
Fort Apache Self Storage	9345 W. Flamingo Road Las Vegas, NV 89147	Yes	Rhodes Design and Development Corporation	9345 W. Flamingo Rd Unit 2543 Las Vegas, NV 89147
Fort Apache Self Storage	9345 W. Flamingo Road Las Vegas, NV 89147	Yes	Rhodes Design and Development Corporation	9345 W. Flamingo Rd Unit 1012 Las Vegas, NV 89147
Fort Apache Self Storage	9345 W. Flamingo Road Las Vegas, NV 89147	Yes	Rhodes Realty, Inc.	9345 W. Flamingo Rd Unit 2135 Las Vegas, NV 89147
Fort Apache Self Storage	9345 W. Flamingo Road Las Vegas, NV 89147	Yes	Rhodes Design and Development Corporation	9345 W. Flamingo Rd Unit 1002 Las Vegas, NV 89147
Mini Storage of Nevada	4303 South Arville Las Vegas, NV 89103	Yes	Rhodes Design and Development Corporation	4303 South Arville, Unit D- 232 Las Vegas, NV 89103
Recall Information Management	1428 Pama Lane Las Vegas, NV 89118	Resent letter 9/22/09	Rhodes Design and Development Corporation	1428 Pama Lane Las Vegas, NV 89118
Silverado Self Storage II	9545 West Russell Road Las Vegas, NV 89148	Yes	Rhodes Design and Development Corporation	9545 West Russell Rd, Unit 3016 Las Vegas NV 89148
Stow Away	921 Olsen Street	Yes	Rhodes Realty, Inc.	921 Olsen

<b>Landlord</b>	<b>Service Address</b>	<b>Landlord Consent?</b>	<b>Debtor/Counter party</b>	<b>Rental property</b>
	Henderson, NV 89015			Street, Unit 136 Henderson, NV 89015
Warm Springs R.V. & Mini Storage	721 Cape Horn Avenue Henderson, NV 89011	Resent letter 9/22/09	Tribes Holdings, LLC	Unit D01 & W44 721 Cape Horn Avenue Henderson, NV 89011
Neighborhood Association Group Attn: Master Association President and Tuscany Master Association Management Company	133 Rhodes Ranch Parkway Las Vegas, NV 89148	Yes	Rhodes Realty, Inc.	850 Olivia Parkway Henderson, NV 89011





LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

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SAN FRANCISCO, CA  
WILMINGTON, DE  
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September 11, 2009

[scho@psizlaw.com](mailto:scho@psizlaw.com)  
310.772.2364

Glynda Rhodes  
5068 Spanish Heights  
Las Vegas, NV 89148

Re: In re: Rhodes Companies, LLC

Dear Landlord:

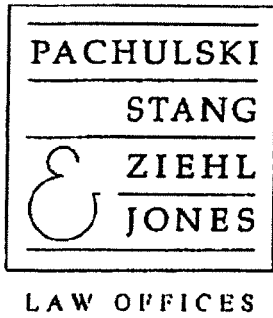
This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

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Feel free to contact me with any questions. Thank you.

Very truly yours,

Shirley S. Cho



September 11, 2009

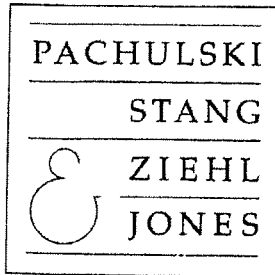
Page 2

I, the above Landlord, hereby consent to extend the Deadline through and including January 31, 2010.

Name: Glynda Rhodes

Title:

Date: 9-15-09



LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

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11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910  
FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500  
TELEPHONE: 415/263 7000  
FACSIMILE: 415/263 7010

DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705  
TELEPHONE: 302/652 4100  
FACSIMILE: 302/652 4400

NEW YORK  
780 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024  
TELEPHONE: 212/561 7700  
FACSIMILE: 212/561 7777

Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

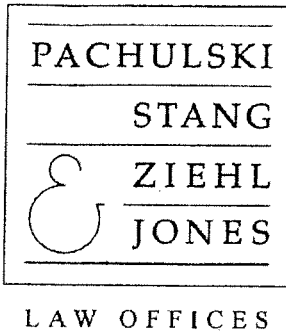
Alyssa Frank  
3609 Bison Street  
Scottsbluff, NE 69361

**Re: In re: Rhodes Companies, LLC**

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

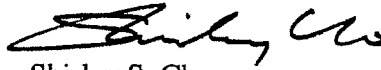
Please consent in writing to the extension of time by signing and returning this letter by September 21, 2009 in the self-addressed stamped envelope enclosed herewith so that we may timely file our motion with the Bankruptcy Court to extend the Deadline. Please note that if you do not sign and return this form, under the Bankruptcy Code, your lease will be deemed automatically rejected by the Deadline, which is a result that the Debtors wish to avoid at this time. The Debtors may require more time to extend the Deadline beyond January 31, 2010 in which case you will receive a further letter in December.



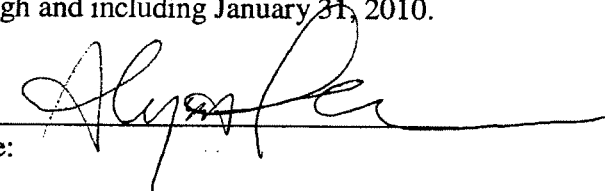
September 10, 2009  
Page 2

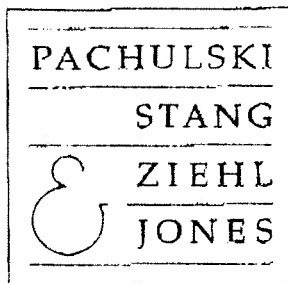
Feel free to contact me with any questions. Thank you.

Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

  
\_\_\_\_\_  
Name:  
Title:  
Date:



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FACSIMILE: 212/561 7777

WEB: [www.pszjlaw.com](http://www.pszjlaw.com)

Shirley S. Cho

September 10, 2009

Scho

I-Chieh E. Wang and Da Ching P. Wang  
52 Redwood Lane  
South Glastonbury, CT 06073

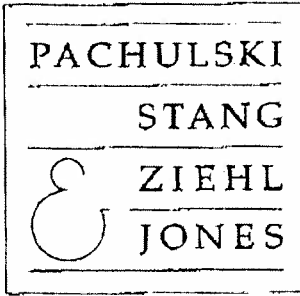
Re: In re: Rhodes Companies, LLC

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of New York. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 1, 2009 (the "Deadline"). However, because the Debtors are finalizing their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

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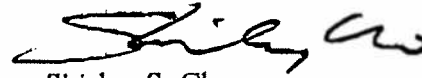


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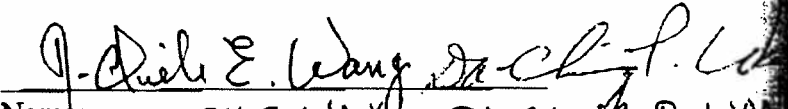
September 10, 2009  
Page 2

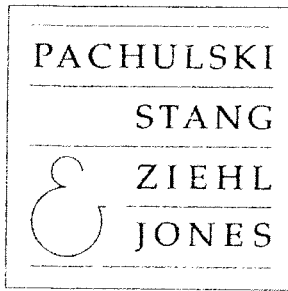
Feel free to contact me with any questions. Thank you.

Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

  
Name: I-CHIEH E. WANG DA-CHING P. WANG  
Title:  
Date: Sept. 14, 2009



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NEW YORK, NY

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NEW YORK 10017-2024  
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Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

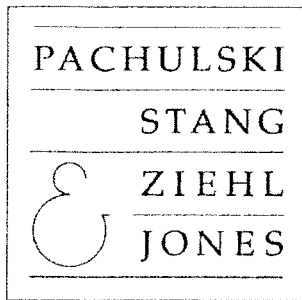
I-Chieh E. Wang and Da Ching P. Wang  
52 Redwood Lane  
South Glastonbury, CT 06073

Re: In re: Rhodes Companies, LLC

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LAW OFFICES

September 10, 2009  
Page 2

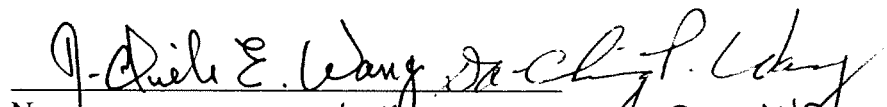
Feel free to contact me with any questions. Thank you.

Very truly yours,



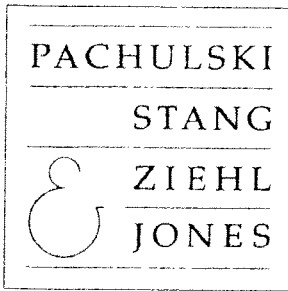
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.



Name: I-CHIEH E, WANG DA-CHING P. WANG  
Title:  
Date: Sept. 14, 2009





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NEW YORK, NY

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CALIFORNIA 90067-4100

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NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700  
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Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

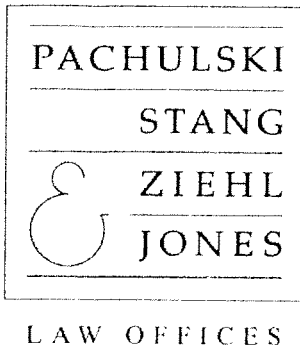
Xikui Xu Xijuan Xu  
12845 Crestfield Court  
Rancho Cucamonga, CA 91739-8011

Re: In re: Rhodes Companies, LLC

Dear Landlord:

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September 10, 2009  
Page 2

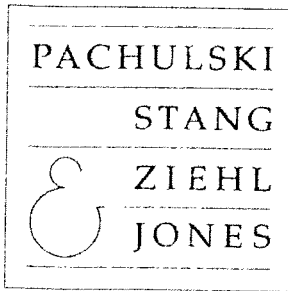
Feel free to contact me with any questions. Thank you.

Very truly yours,

Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

Name: 徐希娟  
Title: Landlord  
Date: 09-15-09



LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
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NEW YORK, NY

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11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

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SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4560  
TELEPHONE: 415/263 7090  
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DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705  
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NEW YORK  
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NEW YORK 10017-2024  
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Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

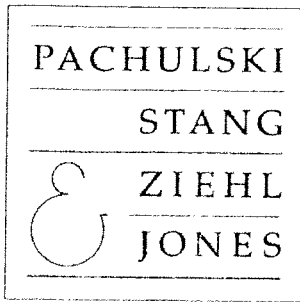
Elena Elamparo  
5261 Polis Drive  
La Palma, CA 90623

Re: In re: Rhodes Companies, LLC

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

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LAW OFFICES

September 10, 2009  
Page 2

Feel free to contact me with any questions. Thank you.

Very truly yours,

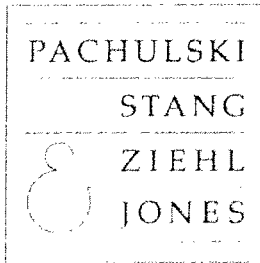
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

Name: ELENA R. ELAMPARO

Title: LANDLORD

Date: 9-11-09



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LIMITED LIABILITY PARTNERSHIP

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SAN FRANCISCO, CA  
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WEB: [WWW.PSZJLAW.COM](http://WWW.PSZJLAW.COM)

Shirley S. Cho

September 11, 2009

[scho@pszjlaw.com](mailto:scho@pszjlaw.com)  
310.772.2364

Jammie S. K. Hsu  
7835 S. Rainbow Blvd., Ste 4-5  
Las Vegas, NV 89139

**Re: In re: Rhodes Companies, LLC**


Dear Landlord:

This letter supersedes my letter to you of September 10, 2009. This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through December 15, 2009 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

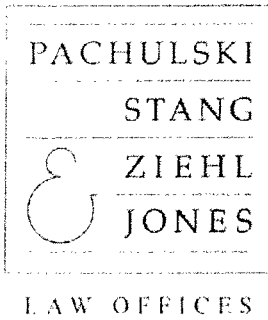
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Very truly yours,

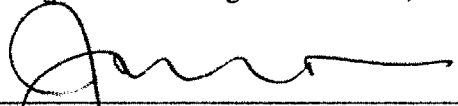
  
Shirley S. Cho

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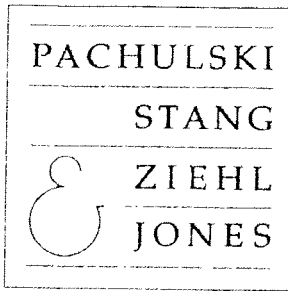


September 11, 2009  
Page 2

I, the above Landlord, hereby consent to extend the Deadline through and including December 15, 2009.



\_\_\_\_\_  
Name: Jammie S. K. Hsu  
Title: owner/landlord  
Date: 9/22/09



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Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

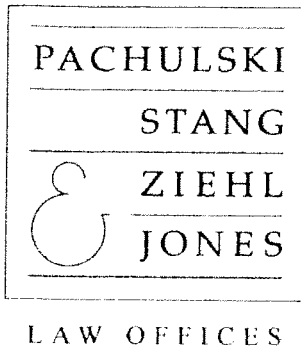
REEF Colonial, LLC  
1301 Fifth Avenue Ste 1500  
Seattle, WA 98101

Re: In re: Rhodes Companies, LLC

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.


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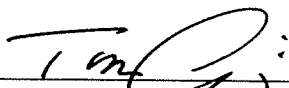
September 10, 2009  
Page 2

Feel free to contact me with any questions. Thank you.

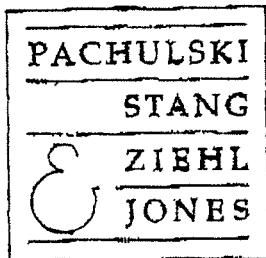
Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

  
Name: TOM GEHRIG  
Title: ASST MANAGER  
Date: 9/14/09





LAW OFFICES  
(LIMITED LIABILITY PARTNERSHIP)

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

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11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4109

TELEPHONE: 310/277 6910  
FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

TELEPHONE: 415/263 7900  
FACSIMILE: 415/263 7010

DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705

TELEPHONE: 302/652 4100  
FACSIMILE: 302/652 4400

NEW YORK  
780 THIRD AVENUE  
18th FLOOR  
NEW YORK  
NEW YORK 10017-3024

TELEPHONE: 212/561 7700  
FACSIMILE: 212/561 7777

WEB: [www.ps2jlaw.com](http://www.ps2jlaw.com)

Shirley S. Cho

September 10, 2009

scho@ps2jlaw.com  
310.772.2964

Re: In re: Rhodes Companies, LLC

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

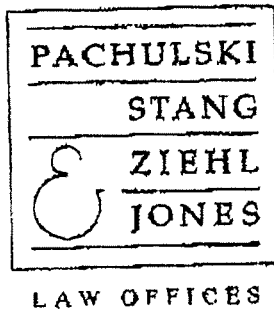
Please consent in writing to the extension of time by signing and returning this letter by September 21, 2009 in the self-addressed stamped envelope enclosed herewith so that we may timely file our motion with the Bankruptcy Court to extend the Deadline. Please note that if you do not sign and return this form, under the Bankruptcy Code, your lease will be deemed automatically rejected by the Deadline, which is a result that the Debtors wish to avoid at this time. The Debtors may require more time to extend the Deadline beyond January 31, 2010 in which case you will receive a further letter in December.

Feel free to contact me with any questions. Thank you.

Very truly yours,

  
Shirley S. Cho

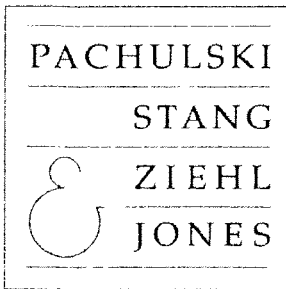
73253-002\DOCS\_LA\207683J



September 21, 2009  
Page 2

I, the above Landlord, hereby consent to extend the Deadline  
through and including January 31, 2010.

Frank J. Manna  
Name: FRANK J. MANNA  
Title: OFFICE MANAGER  
Date: 09/21/09



LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

10100 SANTA MONICA BLVD.  
11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910  
FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

TELEPHONE: 415/263 7000  
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DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705

TELEPHONE: 302/652 4100  
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NEW YORK  
780 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700  
FACSIMILE: 212/561 7777

Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

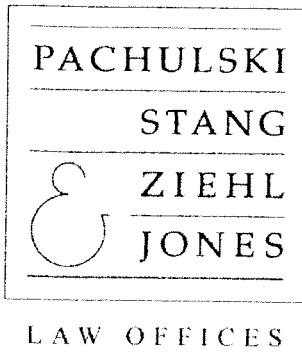
Fort Apache Self Storage  
9345 W. Flamingo Road  
Las Vegas, NV 89147

**Re: In re: Rhodes Companies, LLC**

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.


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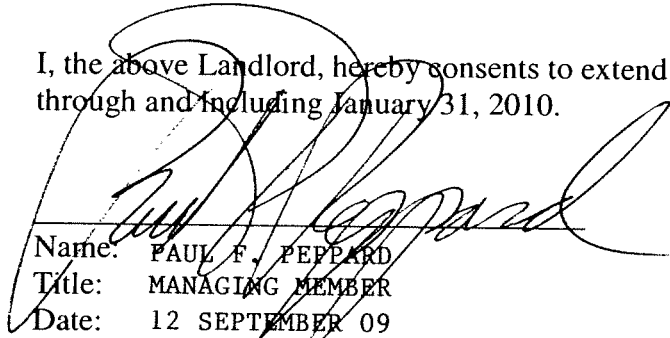
September 10, 2009  
Page 2

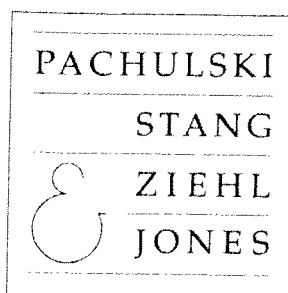
Feel free to contact me with any questions. Thank you.

Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline  
through and including January 31, 2010.

  
Name: PAUL F. PEPPARD  
Title: MANAGING MEMBER  
Date: 12 SEPTEMBER 09



Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

10100 SANTA MONICA BLVD.  
11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910

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SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

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DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705

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NEW YORK  
780 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700

FACSIMILE: 212/561 7777

Re: **In re: Rhodes Companies, LLC**

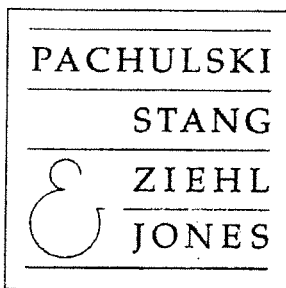
**Mini Storage of Nevada  
4303 South Arville  
Las Vegas, NV 89103**

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

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Feel free to contact me with any questions. Thank you.



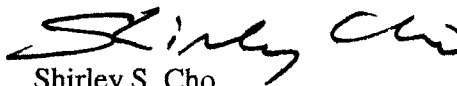
LAW OFFICES

September 10, 2009

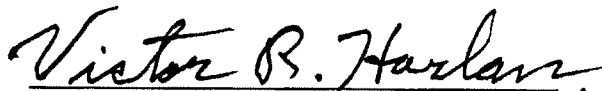
Page 2

Feel free to contact me with any questions. Thank you.

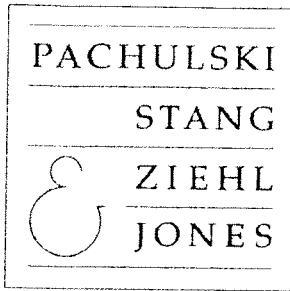
Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

  
Name: VICTOR R. HARLAN  
Title: OWNER  
Date: 9-21-09

RHODES UNIT D232 is \$45.00/mo. (PAID TO 11-15-09)



LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

10100 SANTA MONICA BLVD.  
11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910  
FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

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919 NORTH MARKET STREET  
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P.O. BOX 8705  
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DELAWARE 19899-8705

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NEW YORK  
780 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700  
FACSIMILE: 212/561 7777

Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

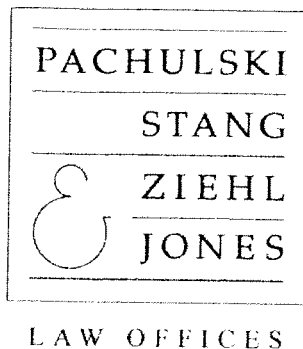
Silverado Self Storage II  
9545 West Russell Road  
Las Vegas, NV 89148

Re: In re: Rhodes Companies, LLC

Dear Landlord:

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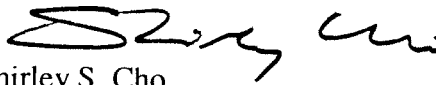
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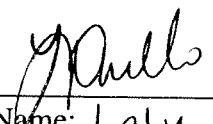
September 10, 2009  
Page 2

Feel free to contact me with any questions. Thank you.

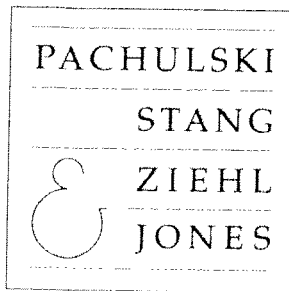
Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

  
\_\_\_\_\_  
Name: Loly Anillo  
Title: OFFICE manager  
Date: 9/16/09





LAW OFFICES  
LIMITED LIABILITY PARTNERSHIP

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

10100 SANTA MONICA BLVD.  
11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910

FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

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DELAWARE  
919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
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DELAWARE 19899-8705

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NEW YORK  
780 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700

FACSIMILE: 212/561 7777

Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

Stow Away  
921 Olsen Street  
Henderson, NV 89015

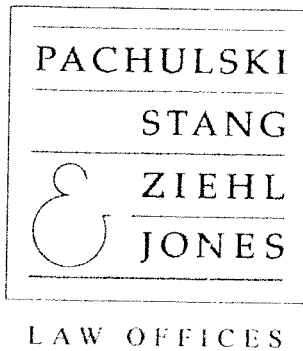
Re: In re: Rhodes Companies, LLC

Dear Landlord:

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Feel free to contact me with any questions. Thank you.



September 10, 2009  
Page 2

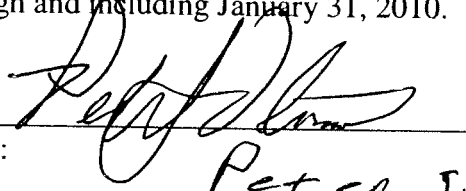
Feel free to contact me with any questions. Thank you.

Very truly yours,

  
Shirley S. Cho

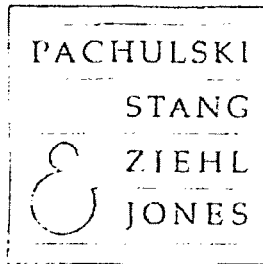
I, the above Landlord, hereby consents to extend the Deadline through and including January 31, 2010.

Name:  
Title:  
Date:



Peter J. Olsen  
PRESIDENT SEOW AUNY  
PROPERTIES INC.  
9/17/09

RE RHODES COMPANIES, LLC  
BANKRUPTCY PROCEEDINGS



LAW OFFICES  
SPECIALTY FAMILY PRACTICE

LOS ANGELES, CA  
SAN FRANCISCO, CA  
WILMINGTON, DE  
NEW YORK, NY

10100 SANTA MONICA BLVD.  
11th FLOOR  
LOS ANGELES  
CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910  
FACSIMILE: 310/201 0760

SAN FRANCISCO  
150 CALIFORNIA STREET  
15th FLOOR  
SAN FRANCISCO  
CALIFORNIA 94111-4500

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FACSIMILE: 415/263 7010

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919 NORTH MARKET STREET  
17th FLOOR  
P.O. BOX 8705  
WILMINGTON  
DELAWARE 19899-8705

TELEPHONE: 302/652 4100  
FACSIMILE: 302/652 1400

NEW YORK  
760 THIRD AVENUE  
36th FLOOR  
NEW YORK  
NEW YORK 10017-2024

TELEPHONE: 212/561 7700  
FACSIMILE: 212/561 7777

Shirley S. Cho

September 10, 2009

scho@pszjlaw.com  
310.772.2364

Neighborhood Association Group  
133 Rhodes Ranch Parkway  
Las Vegas, NV 89148

Re: In re: Rhodes Companies, LLC

Dear Landlord:

This firm represents Rhodes Homes and certain of its affiliates (the "Debtors") in its bankruptcy cases currently pending in the United States Bankruptcy Court for the District of Nevada. Under section 365(d)(4) of the Bankruptcy Code, the Debtors must determine whether to assume or reject your lease by October 27, 2009 (the "Deadline"). However, because the Debtors are trying to confirm their plan of reorganization, the Debtors require additional time in order to determine whether to assume or reject your lease and require an extension of the Deadline. By this letter, the Debtors request that you extend the Deadline through January 31, 2010 in order to assume or reject your lease. During this time, the Debtors will continue to pay rent and perform their obligations under your lease unless otherwise notified in writing to you.

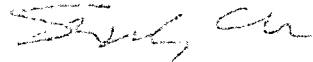
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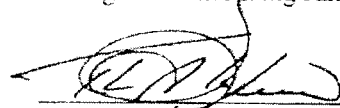
PACHULSKI  
STANG  
ZIEHL  
JONES  
LAW OFFICES

September 10, 2009  
Page 2

Very truly yours,

  
Shirley S. Cho

I, the above Landlord, hereby consents to extend the Deadline  
through and including January 31, 2010.

  
Name: *Thomas P. ...*, *Rhodes Truck Association*  
Title: *Assoc.*  
Date: *9/16/09*